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March 21, 2003

Maureen J. Duster
ATTORNEY FOR APPLICANT

March 21, 2003
DATE

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Attorney Docket Number: P31220X2C2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Leonard et al.

March 21, 2003

Serial No.: 10/024,858

Group Art Unit No.: 1615

Filed: December 18, 2003

Examiner: Humera Sheikh

For: PAROXETINE CONTROLLED RELEASE COMPOSITIONS

Assistant Commissioner for Patents
Washington, D.C. 20231

AMENDMENT

In response to the Examiner's Action mailed September 24, 2002, having a three month shortened statutory period for response, please enter the following amendments and remarks into the record. Also, enclosed herewith is a petition for a three-month Extension of the shortened statutory period set by the Examiner and authorization to charge the required fee to the indicated deposit account.

Please amend the application as follows.

Cancel claims 9 to 24 and add claims 25 and 26 as follows.

C1
25. A composition, that reduces the incidence of nausea and vomiting associated with the administration of paroxetine, comprising paroxetine, or a pharmaceutically acceptable salt thereof, in a controlled and delayed release swallow pharmaceutical formulation that, upon administration, releases the paroxetine predominantly in the small intestine.